

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FIRSTBANK PUERTO RICO,

Plaintiff,

- against -

BARCLAYS CAPITAL INC.,

Defendant.

09 Civ. 10317 (GBD)

## CERTIFICATE OF SERVICE

I, Andrew M. Scott, an attorney admitted to practice in the State of New York and the Assistant Managing Attorney of the firm of Cleary Gottlieb Steen & Hamilton LLP, hereby certify that:

1. On the 11<sup>th</sup> day of February 2010, the Notice of Motion to Dismiss with the Declaration of Amy Chung executed on February 11, 2010 with Exhibits A through H and the Memorandum of Law of Barclays Capital Inc. in Support of Motion to Dismiss were served by hand upon:

Jeffrey A. Mitchell  
Gibbons, P.C.  
One Pennsylvania Plaza, 37<sup>th</sup> Floor  
New York, NY 10119-3701

2. This service was made by an assistant managing clerk of this firm under my general supervision.

Dated: New York, New York  
February 11, 2010

/s/Andrew M. Scott  
Andrew M. Scott